MR. CHAIRMAN: No slongans please ...*(Interruptions)*...

श्री लालू प्रसाद: बेशक 12 बजे तक कर दीजिए... (व्यवधान).....ये सब से बड़ा सवाल है।... (व्यवधान)....

WRITTEN ANSWERS TO STARRED QUESTIONS

Pending cases in High Courts and Subordinate Courts

*101. SHRI BALWANT SINGH RAMOOWALIA: Will the Minister of LAW AND JUSTICE be pleased to state:

(a) the number of pending cases in various High Courts and Subordinate Courts in the country and the number of judges available to deal with them till 31 st December, 2001;

(b) the norms* fixed for the number of judges as per 5/10 lakh population; and

(c) the number of vacancies of judges lying vacant till date, State-wise, and by when it will be filled up, so as to dispose of pending cases in above mentioned court?

THE MINISTER OF LAW AND JUSTICE (SHRI K. JANA KRISHNAMURTHI): (a) to (c) The number of cases pending in the High Courts and Subordinate Courts are given at Statement I and II respectively *(See* below). The position regarding availability and vacancies of Judges in the High Courts and Subordinate Courts is indicated at Statement III. and IV respectively. *(See* below).

The judge strength in High Courts and Subordinate Courts is not based on population. The review of judge strength of High Courts is undertaken every three years with reference tcUhe felt need for disposal of cases, taking into account the backlog and expected future filing.

For filling up the existinig vacancies of 134 Judges/Additional Judges in the High Courts, 71 proposals as on July 17, 2002, are at various stages of consideration. The filling up of vacancies in the High Courts is a consultative process among the Constitutional authorities. While every efforts is made to fill up the existing vacancies expeditously, vacancies

do keep on arising on account of retirement, resignation or elevation of Judges. Therefore, it is not feasible to indicate the exact time by which the vacant posts are likely to be filled up.

The Hon'ble Supreme Court, *vide* its judgement of 21 st March, 2002 in All India Judges' Association & Ors. *Vs* Union of India & Ors., has directed that the increase in the judge strength of Subordinate Courts to 50 judges per 10 lakh people should be effected and implemented with the filling up of the posts in a phased manner within a period of five years from the date of judgement.

As regards District/Subordinate Courts, the Supreme Court, in All India Judges' Association & Ors. *Vs.* Union of India & Ors., has directed that the existinig vacancies in the Subordinate Courts at all levels should be filled if possible latest by 31 st March, 2003, in all the State. Minister of Law, Justice & Company Affairs *vide* his letter dated 26th April, 2002 has written to all the State Governments for taking early steps for filling up vacancies in the Subordinate Courts on priority. As regards Union Territories, necessary action has been initiated by the Central Government.

Statement I

Number of cases pending in various High Court in the country (Based on the quarterly reports received from High Courts)

SI. No.	Name of the High Court	Number of cases pending	As on
1.	Allahabad	8,92,622	12/2001
2.	Andhra Pradesh	1,63,127	12/2001
3.	Bombay	2,93,280	9/2001
4.	Calcutta	2,66,711	9/2001
5.	Delhi	1,78,001	12/2000
6.	Guwahati	41,317	3/2001
7.	Gujarat	1,29,026	1.6.2002
8.	Himachal Pradesh	17,947	3/2002
9.	Jammu & Kashmir	33,365	3/2002
10.	Karnataka	1,02,648	30.6.2002
11.	Kerala	4,21,337	12/2001

SI. No.	Name of the High Court	Number of cases pending	As on
12.	Madhya Pradesh	1,17,141	672001
13.	Madras	3,49,836	6/2001
14.	Orissa	1,47,813	3/2002
15.	Patna	80,956	12/2001
16.	Punjab and Haryana	2,23,757	12/2001
17.	Rajasthan	1,32.306	12/2000
18.	Sikkim	117	12/2001
19.	Chhattisgarh	(Newly created	High Court)
20.	Jharkhand	18,552	12/2001
21.	Uttaranchal	(Newly created	High Court)
	TOTAL:	36,20,859	

Statement II

State-wise pendency of cases in the Distict/subordinate Courts

S. No.	Name of States/UTs	As on	Civil	Criminal	Total
1	2	3	4	5	6
1.	Andhra Pradesh	12/2001	542744	388388	931132
2.	Arunachal Pradesh	06/99	331	1469	1800
3.	Assam	06/2001	37229	118424	155653
4.	Bihar	06/2001	207417	809789	1017206
5.	Chhattisgarh	06/2001	51994	157620	209614
6.	Goa	06/2001	26132	11732	37864
7.	Gujarat	06/2001	704725	2357496	3062221
8.	Harayana	06/2001	197809	305606	503415
9.	Himachal Pradesh	06/2001	69976	73194	143170
10.	Jammu & Kashmir	12/99	43418	82596	126014
11.	Karantaka	12/2001	592380	398960	991340
12.	Kerala	12/2001	229714	437266	666980
13.	Madhya Pradesh	12/2000	298564	853223	1151787
14.	Maharashtra	12/2001	924757	2130671	3055428
15.	Manipur	12/2000	4278	3487	7765

1	2	3	4	5	6
16.	Meghalaya	12/99	1561	11322	12883
17.	Mizoram	12/2000	817	986	1803
18.	Nagaland		—Note available—		
19.	Orissa	12/2000	135457	556759	692216
20.	Punjab	06/2000	209975	249479	459454
21.	Rajasthan	06/2001	274277	558083	832360
22.	Sikkim	12/98	467	1352	1819
23.	Tamil Nadu	06/2001	593703	267601	861304
24.	Tripura	12/2001	7313	14957	22270
25.	Uttar Pradesh	06/2001	1073234	2431929	3505163
26.	West Bengal	12/99	473325	861754	1335079
27.	And. & Nicobar	12/99	580	26790	27370.
28.	Chandigarh	06/2000	15215	33349	48564
29.	Dadra & N. Haveli	12/2001	429	2096	2525
30.	Daman & Diu	12/2000	642	742	1384
31.	Delhi	12/2001	146398	451789	598187
32.	Lakshadweep	12/2000	87	104	191
38.	Pondicherry	06/2001	6204	7239	1343
	TOTAL :				20477404

Statement-Ill

Statement Showing the Approved Strength, Judges in Position and Number of Posts available in the High Courts

SI No.	Name of High Court	Approved Strength	Judges in Position	Number of Posts Vacant in the High Court as on 17.07.2002
1	2	3	4	5
1.	Allahabad	95	62	38
2.	Andhra Pradesh	39	32	7
3.	Bombay	60	52	8
4.	Calcutta	50	42	8
5.	Chhattisgarh	6	3	3
6.	Delhi	33	30	3

1	2	3	4	5
7.	Guwahati	19	15	4
8.	Gujarat	42	32	10
9.	Himachal Pradesh	8	7	1
10.	Jammu & Kashmir	14	9	4
11.	Jharkhand	12	10	2
12.	Kamataka	40	**at**	8
13.	Kerala	29	23	6
14.	Madhya Pradesh	29	26	4
15.	Madras	4*	31	11
16.	Orissa	16	13	3
17.	Patna	31	28	8
18.	Punjab & Haryana	40	32	8
19.	Rajasthan	32	27	6
20.	Sikkim	3	1	2
21.	Uttaranchal	7	3	4
	TOTAL:	647	503	144

Statement-IV

Statement Showing the Sanctioned/Working Strength and Vacant Posts of Judicial Officers in District/Subordinate Courts

SI. No.	Name of States/UTs.	Sanctioned	Working	Vacant	As on
1	2	3	4	5	6
1.	Andhra Pradesh	776	713	63	Dec' 01
2.	Arunachal Pradesh	293	293	0	Dec" 98
3.	Assam	259	205	54	Jun' 01
4.	Bihar	1137	940	197	May'02
5.	Goa	44	39	5	Jun" 01
6.	Gujarat	636	581	55	Jun' 01
7.	Haryana	266	233	33	Jun' 00
8.	Himachal Pradesh	98	93	5	Jun' 01
9.	Jammu & Kashmir	1'5«	141	15	Jun' 01
10.	Kamataka	733	676	57	May" 02
11.	Kerala	370	369	01	Jun' 01
12.	Madhya Pradesh	792	654	138	May* 02

1	2	3	4	5	6
13.	Maharashtra	1285	1156	129	Jun' 01
14.	Manipur	32	28	4	Jun' 01
15.	Meghalaya	7	6	1	Jun' 00
16.	Mizoram	35	21	14	Jun' 01
17.	Nagaland	21	21	0	Jun' 00
18	Orissa	483	404	79	Jun'01
i[n]	Punjab	301	279	22	Jun" 01
20.	Rajasthan	790	663	127	Jun'01
21.	Sikkim	12	9	3	Jun' 01
22.	Tamil Nadu	767	699	68	Jun' 01
23.	Tripura	74	55	19	Dec' 01
24.	Uttar Pradesh	2136	1592	544	May'02
25.	West Bengal	588	507	81	Jun' 01
26.	And. & Nicobar	8	8	0	Jun' 01
27.	Chandigarh	19	19	0	Jun' 01
28.	Oadra & N. Hevali	3	3	0	Dec' 00
29.	Daman & Diu	2	2	0	Dec" 00
30.	Delhi	407	216	191	Dec' 01
31.	Lakshadweep	3	3	0	Jun' 01
32.	Pondicherry	19	14	5	Jun" 01
33.	Jharkhand	533	370	163	Jun' 01
34.	Chhattisgarh	190	175	15	Jun' 01
35.	Uttaranchal	183 *	55	128	Jun' 02
	TOTAL:	13458	11242	2216	

Expensive cancer treatment

*102. SHRI RAJU PARMAR:
SHRIBHAGATRAM MANHAR:

Will the Minister of HEALTH AND FAMILY WELFARE be pleased to state:

(a) whether it is a fact that treatment of cancer in the country is very expensive and is beyod the reach of poor and middle class people'

(b) if so, whether Government have any plan to ensure that poor patients suffering from cancer are given treatment at nominal cost at